

Message Text

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TO AMEMBASSY LONDON

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E. O. 11652 N/ A

TAGS: EAGR

SUBJECT: LETTER TO EXECUTIVE SECRETARY, IWC, ON FOOD
AID CONVENTION

1. LETTER TO PAROTTE IN RESPONSE TO HIS RECENT REQUEST
FOR LEGAL GUIDANCE ON TERMS OF ACCESSION OF DENMARK AND
UK TO FOOD AID CONVENTION (FAC) BEING POUCHED TODAY.
SINCE LETTER MAY NOT ARRIVE IN TIME TO BE OF USE FOR
SPECIAL MEETING OF FOOD AID COMMITTEE MARCH 2 L, PLEASE
GIVE HIM SUBSTANCE OF LETTER AS FOLLOWS:

2. NEITHER DENMARK NOR UK REQUESTED AN EXTENSION FROM
THE FOOD AID COMMITTEE FOR ACCESSION TO FAC PRIOR TO
JUNE 17, 1971 DATE BY WHICH INSTRUMENTS OF ACCESSION WERE
TO BE DEPOSITED. HOWEVER, FAILURE TO REQUEST EXTENSION
BEFORE THAT DATE NEED NOT NECESSARILY BE CONSIDERED AS
FORECLOSING THE TWO COUNTRIES' OPPORTUNITY TO ACCEDE TO
FAC. NOTHING IN FAC AND ARTICLE VIII IN PARTICULAR PRE-
CLUDES UK AND DENMARK FROM SEEKING COMMITTEE ACTION
ON REQUEST FOR ACCESSION AFTER JUNE 17, 1971. CONSISTENT
WITH THIS VIEW IS DECISION OF FAC TO HOLD SPECIAL MEETING
TO ACT ON APPLICATIONS FOR ACCESSION OF DENMARK, IRELAND
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AND UK.

3. PARA. 1, ARTICLE VIII OF FAC WOULD GOVERN
ACCESSION OF DENMARK AND UK, SINCE BOTH COUNTRIES BECAME

MEMBERS OF EEC JANUARY 1, 1973. HOWEVER, PROVISION IN
THAT PARAGRAPH REFERRING TO " CONTRIBUTIONS AT LEAST EQUAL
TO THAT WHICH THEY AGREED TO MAKE IN THE FAC, 1967"
APPLIES TO GOVERNMENTS DESCRIBED IN PARA 2, ARTICLE VI.
THAT CATEGORY DOES NOT INCLUDE EEC MEMBER STATES.
STRICTLY SPEAKING, THEREFORE, DENMARK AND UK AS EEC
MEMBERS, WOULD NOT NECESSARILY BE OBLIGATED TO CONTRI-
BUTE IN THE SAME AMOUNT AS THEY DID UNDER 1967 FAC.

4. PARA. (2) OF ARTICLE VIII LEAVES TO FOOD AID
COMMITTEE TO DECIDE ON WHAT TERMS NEW COUNTRIES MAY JOIN
FAC. GIVEN FACT THAT ALL MEMBERS OF FAC 1971 ARE
CONTRIBUTING AT THEIR FAC 1967 LEVELS EXCEPT SWEDEN WHICH
NEGOTIATED A LOWER AMOUNT WITH FAC MEMBERS BEFORE SIGNING,
COMMITTEE WOULD IN US VIEW BE JUSTIFIED IN REQUIRING
SAME CONTRIBUTION FROM DENMARK AND UK AS IN 1967 FAC. ROGERS

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*** Current Classification *** LIMITED OFFICIAL USE

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